

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **Kelley Colvin v Department of Corrections**  
Docket No. **268157**  
L.C. No. **05-005016 AH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The complaint for habeas corpus is **DISMISSED** for lack of jurisdiction because a complaint for habeas corpus cannot be used as a substitute for a criminal appeal. Plaintiff's sentencing issue does not constitute a radical jurisdictional defect and thus cannot be raised by way of a complaint for habeas corpus.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 31 2006

Date

*Sandra Schultz Mengel*  
Chief Clerk